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Dated: June 8, 2007

Signature: 

(Kevin M. Koehn)

Docket No.: SPINE 3.0-455 CIP CONT III
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Zubok et al.

Application No.: 10/781,506

Group Art Unit: 3733

Filed: February 18, 2004

Examiner: J. Cumberledge

For: INSTRUMENTATION AND METHODS FOR
USE IN IMPLANTING A CERVICALDISC
REPLACEMENTDEVICE

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Official Action mailed February 6, 2007, setting forth a Restriction Requirement in the above-identified application. In the Official Action, the Examiner required restriction to one of the following inventions under 35 U.S.C. §121:

I. Claims 1-13, drawn to an insertion handle, classified in class 15, subclass 147.2.

II. Claims 14 and 15, drawn to an apparatus, classified in class 403, subclass 230.

III. Claims 16-19, drawn to a method, classified in class 606, subclass 53.

In response, Applicants hereby elect the invention of Group I, corresponding to claims 1-13. Applicants reserve the right to file a divisional/continuation application corresponding to the non-elected claims.

In the event any fee is due in connection with the present response, the Examiner is authorized to charge Applicant's Deposit Account No. 12-1095 therefor.

Dated: June 8, 2007

Respectfully submitted,

By 

~~Kevin M. Kocun~~

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